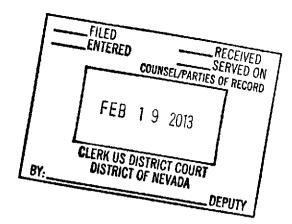
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UNITED STATES DISTRICT COURT DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)
Plaintiff,)
v.	2:12-CR-272-LDG-(CWH)
MARILYN STEWART,)
Defendant.)

PRELIMINARY ORDER OF FORFEITURE

On February 19, 2013, defendant MARILYN STEWART pled guilty to Counts One and Seventeen of a Thirty-Five-Count Criminal Indictment charging her in Count One with Conspiracy to Commit Mail Fraud and Wire Fraud in violation of Title 18, United States Code, Sections 1341, 1343, and 1349; and in Count Seventeen with Wire Fraud in violation of Title 18, United States Code, Section 1343. Criminal Indictment, ECF No. 1; Plea Agreement, ECF No. 34.

This Court finds defendant MARILYN STEWART agreed to the forfeiture of the property set forth in the Forfeiture Allegations of the Criminal Indictment and the Plea Agreement. Criminal Indictment, ECF No. 1; Plea Agreement, ECF No. 34.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Forfeiture Allegations of the Criminal Indictment and the Plea Memorandum and the offenses to which defendant MARILYN STEWART pled guilty. Criminal Indictment, ECF No. 1; Plea Agreement, ECF No. 34.

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- 24. One Blackberry telephone, MEI number 268435458802325338;
- 25. One CD and One DVD;
- 26. PNY Attache thumbdrive;
- 27. Sandisk cruzer thumbdrive, serial number BL0811NGXB;
- 28. Six DVDs;
- 29. One Blackberry cell phone FCC ID: L6ARBU20CW:
- 30. One iPhone with case, FCC ID: BCG-E2380A; and
- 31. An in personam criminal forfeiture money judgment of \$246,919.00 in United States Currency ("property").

This Court finds the United States of America is now entitled to, and should, reduce the aforementioned property to the possession of the United States of America.

NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the United States of America should seize the aforementioned property.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of MARILYN STEWART in the aforementioned property is forfeited and is vested in the United States of America and shall be safely held by the United States of America until further order of the Court.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America shall publish for at least thirty (30) consecutive days on the official internet government forfeiture website, <u>www.forfeiture.gov</u>, notice of this Order, which shall describe the forfeited property, state the time under the applicable statute when a petition contesting the forfeiture must be filed, and state the name and contact information for the government attorney to be served with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101.

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IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any, shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the following address at the time of filing:

Michael A. Humphreys Assistant United States Attorney Daniel D. Hollingsworth Assistant United States Attorney Lloyd D. George United States Courthouse 333 Las Vegas Boulevard South, Suite 5000 Las Vegas, Nevada 89101.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency following publication of notice of seizure and intent to administratively forfeit the above-described property.

DATED this 19 day of FFB , 2013

UNITED STATES DISTRICT JUDGE